

ARK:jsg080906/5081015-016.AMD



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

Applicant : David C. Holmes  
Serial No. : 10/697,852  
Filed : October 30, 2003  
For : APPARATUS AND METHOD FOR  
MEASURING INSTABILITY OF A MOTION  
SEGMENT UNIT OF A SPINE  
Examiner : Matthew Dutton Dryden  
Art Unit : 3736  
Confirmation No. : 9766  
Attorney Docket No. : 508.1.015-016

I HEREBY CERTIFY THAT THIS CORRESPONDENCE IS BEING DEPOSITED WITH THE UNITED STATES POSTAL SERVICE AS FIRST CLASS MAIL IN AN ENVELOPE ADDRESSED TO: MAIL STOP AMENDMENT, COMMISSIONER FOR PATENTS, P.O. BOX 1450, ALEXANDRIA, VIRGINIA 22313-1450

ON August 10, 2006

NAME Jill S. Garretson

SIGNATURE

*Jill S. Garretson*

Mail Stop Amendment  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, Virginia 22313-1450

August 10, 2006

AMENDMENT

Dear Sir:

This is in response to the Office Action of February 10, 2006. Applicant has filed concurrently herewith a Petition for a three month extension of time along with the requisite fee extending the date for response to August 10, 2006.

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Please amend the application as follows: